

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicants: David Goldman)	I hereby certify that this paper is
)	being electronically deposited with
)	the United States Patent and
Serial No.: 10/806,880)	Trademark Office on this date:
)	
Filed: March 23, 2004)	December 22, 2008
)	
Title: "Automatically Generating)	
Embroidery designs From a Scanned)	
Image")	/Mark G. Hanley/
)	<hr/>
Group Art Unit: 3765)	Mark G. Hanley
)	Registration No.: 44,736
)	Attorney for Applicant(s)
Examiner: Nathan E. Durham)	
)	

AMENDMENT TRANSMITTAL

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith is a response to the Non-Final Office Action dated July 31, 2008, issued in connection with the above-referenced patent application, along with a petition for a two-month extension of time.

1. Small Entity Status

- ☐ Verified statement(s) claiming small entity status is (are) attached.
- ☒ Small entity status has been established and is still effective.
- ☐ Has not been established.

2. Fees

Fee for Claims

- ☒ The fee for additional claims [(37 CFR 1.16(b)-(d)] has been calculated as shown below:

					SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	Claims Remaining After Amendment	Highest No. Previously Paid For		Present Extra	Rate	Additional Fee	Rate	Additional Fee
TOTAL	30	MINUS	24	= 6	x26=	\$156.00	x52=	\$0.00
INDEP.	2	MINUS	3	= 0	x110=	\$	x220=	\$0.00
First Presentation of Multiple Dependent Claim					+195=	\$	+390=	\$0.00
TOTAL ADDITIONAL FEE					\$		OR	
							\$0.00	

Extension of Time

- ☒ This is a petition for an extension of time under 37 CFR 1.136 for the total number of months checked below:

EXTENSION (Months)	FEE FOR LARGE ENTITY		FEE FOR SMALL ENTITY	
One Month		\$130.00		\$65.00
Two Months		\$490.00	X	\$245.00
Three Months		\$1,110.00		\$555.00
Four Months		\$1,730.00		\$865.00
Fifth Month		\$2,350.00		\$1,175.00

If an additional Extension of Time is required, please consider this a petition therefor.

Extension Fee: \$245.00

An extension for month(s) has already been secured and the fee paid thereof of \$ is deducted from the total fee due for the total months of extension now requested.

Deduction: \$

Extension Fee Due With This Request \$245.00

3. Method of Payment of Fees

- ☐ Charge Deposit Account No. 50-2455 in the amount of: \$0.00
- ☒ Electronic Funds Transfer \$ 401.00
- ☐ No Payment Due

4. Deposit Account and Refund Authorization

The Commissioner is hereby authorized to charge any fees which may be required during the pendency of this application under 37 CFR 1.16 or 1.17 to Deposit Account No. 50-2455.

Please refund any overpayment to Hanley, Flight & Zimmerman, LLC at the address below.

Respectfully submitted,

HANLEY, FLIGHT & ZIMMERMAN, LLC
USPTO Customer Number 34431
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Chicago, Illinois 60606
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By: /Mark G. Hanley/
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December 22, 2008